

Jan. 19. 2005 3:32PM Fay Sharpe

No. 2249 P. 1

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Date	January 19, 2005	Total Pages: 16
To:	U.S. Patent and Trademark Office	
Attn.:	Examiner Chongshan Chen	
Facsimile No.:	(703) 872-9306	
From:	Michael E. Hudzinski	
Re:	Our Ref.: STL92000104US1	

## COMMENTS

### **Second Amendment After Final Rejection**

**and**

### **Terminal Disclaimer**

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JAN 19 2005

Attorney Docket No.: STL92000104US1

## AMENDMENT TRANSMITTAL LETTER

Ser. No.: 09/897,803	Filed: July 2, 2001	Examiner: Chongshan Chen
Art Unit: 2172	Title: RANDOM SAMPLING AS A BUILT-IN FUNCTIONN FOR DATABASE ADMINISTRATION AND REPLICATION	

To the Commissioner for Patents:

Transmitted herewith is an *Second Amendment After Final Rejection* in the above-identified application. The fee has been calculated as shown below.

CLAIMS AS AMENDED						
	Claims remaining after amendment		Highest Number Previously Paid For	No. of Extra Claims Present	Rate	Additional Rate
Total Claims	23	Minus	24	0	X \$50	\$0.00
Indep. Claims	5	Minus	5	0	X \$200	\$0.00
TOTAL					=	\$0.00

- ☒ No additional fee is required.
- ☐ A check in the amount of \$        is attached.
- ☐ Charge \$        to Deposit Account No. 09-0460.
- ☒ Applicants hereby petition the Commissioner under 37 C.F.R. § 1.136(a) and request a One (1) month extension of time to respond to the outstanding Office Action. Please charge Deposit Account No. 09-0460 in the amount of \$120.00 to cover the applicable extension of time fees.
- ☒ Applicants request any extensions of time that may be necessary and authorize the required fees be charged to Deposit Account No. 09-0460.
- ☒ Please charge any additional fees or credit overpayment to Deposit Account No. 09-0460.

Respectfully submitted,

FAY, SHARPE, FAGAN,  
MINNICH & MCKEE, LLP

Date

19 JAN 05

*Michael E. Hudzinski*  
Michael E. Hudzinski, Reg. No. 34,185  
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216/861-5582

## CERTIFICATE OF MAILING

- I certify that this Amendment Transmittal Letter and accompanying document(s) are being
- ☐ deposited with the United States Postal Service as First Class mail under 37 C.F.R. 1.8, addressed to: MAIL STOP AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.
- ☒ transmitted to facsimile number (703) 872-9306 under 37 C.F.R. 1.8 on the date indicated below.
- ☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: MAIL STOP AMENDMENT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature <i>Barbara Brazier</i>
Date January 19, 2005	Printed Name Barbara Brazier

**JAN 19 2005**

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

INVENTOR(S) : HARPER, et al.  
TITLE : **RANDOM SAMPLING AS A BUILT-IN  
FUNCTION FOR DATABASE  
ADMINISTRATION AND REPLICATION**  
APPLICATION NO. : 09/897,803  
FILED : July 2, 2001  
CONFIRMATION NO. : 2493  
EXAMINER : Chongshan Chen  
ART UNIT : 2172  
LAST OFFICE ACTION : October 6, 2004  
ATTORNEY DOCKET NO. : STL92000104US1  
Cleveland, OH 44114  
January 19, 2005

**SECOND AMENDMENT AFTER FINAL REJECTION**

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed October 6, 2004, on the above-referenced patent application, applicants respectfully request reconsideration of the application.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 11 of this paper.